



FILED

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

JUN 27 2008 NF
Jun 27. 2008
MICHAEL W. BOBBINS
CLERK, U.S. DISTRICT COURT

Dorothy Murphy

Plaintiff(s)

08 cv 3143

Case No.

08 CV 3143

Judge Kennelly
Mag. Judge Cox

Internal Revenue
310 Lowell Street
Stop 824
Massachusetts
05501-1111

Defendant(s)

~~Office of Appeal and reconsideration~~
~~the facts in this case before the~~
Please send letter for
additional information pertaining to 06521
so I can prove my side also Barry Hens
is the guy who owes F.R.S. for
Pinnacle Healthcare of Berwyn he
owes you all taxes not me which
has something to do with the confidential
settlement for 9/21/2007 settlement
and I was forced to settle I kept saying
I wanted to appeal so they try to
dismiss the lawsuit so I am
filing and appeal to that fact
and a amended complaint for
06521 for Dorothy Murphy verses
Pinnacle Healthcare of Berwyn Barry Hens
is you guy
he owes 17,000.00

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JUN 27 2008 NR
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MICHAEL W. DODDING
CLERK, U.S. DISTRICT COURT

Dorothy Murphy
Plaintiff(s)

Case No.

08CV3143
08CO3143

Internal Revenue
Defendant(s)
310 Cowell Street
Stop 826 Andover Massachusetts
05501-Att: Exams

Notice of Appeal concerning
my refund

Refund I don't owe F.R.S. holding

No detail Bill I receive a c.p.o.s Notice and it
just states I reviewing your refund for accuracy
and correctness of the return so I asking them
to release my refund that was file with
H.R. block which the young lady paulette
porter on March 9, 2008 my daughter Lovella
Abston where with me when I electronically file
so please allow my the right to appeal
and submit the evidence that this court is
covering up pertaining to this lawsuit and to
of 10,000 employment income and my dependant
and mines I have birth certificate

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

Dorothy Murphy
Dorothy Murphy Plaintiff(s)

Case No. 08CV3143

Internal Revenue
Defendant(s)
310 Lowell Street
Stop 824 Andover Massachusetts
05501 - Attn: Exams

Notice of Appeal concerning my
Refund. I don't owe IRS, no bill I received P.O.S.
Notice date April 21, 2008 30 days has past where I am
Filing an appeal Cause F.R.S. has my refund

In Review and I don't owe them any monies
and it probably due to a previous lawsuit which
was settle in Sept in 2007 I think Oct 4, 2007
to be exact the earn in com tax credit I am claiming
is Settlement that came exactly from pinnacle Health
Care of Berwyn 3601 S. Harlem ave Berwyn IL 60602
Settlement amount \$10,000 check in the form of cashed
check \$175.00 itemized deductions for state and Federal
or other taxes medical etc. were \$25.00 was taken
out of \$10,000 employment lawsuit Backpay front pay
Vacation Holiday, etc. wages for damages and the intaking
my days and hour a putting in sorbedination on my record
case number 06521, Judge Manning district judge, Geraldine Soatboat
Magistrate, Atty for defendant Berwyn H. Henry Anthony Masipinto
Dorothy Murphy me Plaintiff.

Order Form (01/2005)

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United States District Court, Northern District of Illinois

Name of Assigned Judge or Magistrate Judge	Matthew F. Kennelly	Sitting Judge if Other than Assigned Judge	
CASE NUMBER	08 C 3143	DATE	6/20/2008
CASE TITLE	Murphy vs. Internal Revenue Service		

DOCKET ENTRY TEXT

Plaintiff Dorothy Murphy's "motion to appeal" a decision concerning the Internal Revenue Service's review of her tax return is denied [# 1] for the reasons stated below. The Clerk is directed to terminate this case.

■ [For further details see text below.]

Docketing to mail notices.
*Mail AO 450 form.

STATEMENT

Pro se plaintiff Dorothy Murphy has filed a "motion to appeal" a decision by the IRS concerning her tax return. Though Ms. Murphy's motion is not entirely clear, it appears that she has received a notice from the IRS of taxes due and that the IRS is improperly holding her tax refund.

This motion, even if it is construed as the filing of a case, cannot properly be filed in this Court. Under the Internal Revenue Code, 26 U.S.C. § 7422(a), no lawsuit may be maintained in any court for the recovery of income taxes claimed to have been erroneously collected or assessed (etc.), until a claim for refund has been filed and pursued with the IRS. Because there is no indication in Ms. Murphy's complaint that she has followed those procedures, this Court lacks jurisdiction over her claim.

The Court therefore denies Ms. Murphy's motion and directs the Clerk to terminate this case.

Courtroom Deputy
Initials:

mk

20986
435-421-24
5358